

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office..... JUL 28 1988
 Returned to applicant for correction..... SEP 13 1988
 Corrected application filed.....
 Map filed..... SEP 30 1988

The applicant..... Gardner Ranches Inc.
Star Route 3..... of Ely,
Street and No. or P.O. Box No. City or Town
Nevada 89301....., hereby makes... application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a
 copartnership or association, give names of members.)..... May 31, 1973 Ely, Nevada

1. The source of the proposed appropriation is..... Underground Sources
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is..... 0.05 cfs..... second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet.....
3. The water to be used for..... Stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated.....
 - (b) Stockwater, state number and kinds of animals to be watered..... 1,000 head of cattle
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point..... in the NE¼ NE¼ of Section 18,
Describe as being within a 40-acre subdivision of public
T.16 N., R.60 E., M.D.B. & M. whence the Northeast Corner of said Section 18
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
bears N.33°41'E., 900 feet distant.
6. Place of use..... Sections 31 and 32, T.18 N., R.60 E., Sections 5, 6, 7, 8, 17, 18, 19, 20,
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
21, 30, & 31, T.17 N., R.60 E., Sections 6, 7, 8, 17, 18, 19, 30, 31, T.16N., R.60E.,
Sections 13, 14, 23, 24, 25, 26, 35, 36, T.17 N., R.59 E., Sections 1, 2, 11, 12, 13, 24, 25,
36, T.16N., R.59 E., and Section 1, T.15N., R.59 E., all in M.D.B. & M.
7. Use will begin about..... January 1st..... and end about..... December 31st....., of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... Water will be either pumped into
State manner in which water is to be diverted, i.e. diversion structure, ditches and
stockwatering troughs and ponds or hauled by truck within the proposed place of
flumes, drilled well with pump and motor, etc. use.
9. Estimated cost of works..... \$8,000.00

10. Estimated time required to construct works..... 1 year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 3 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

/s/ Richard W Forman by MF.

By..... Richard W. Forman Agent

P.O. Box 150

Ely, Nevada 89301

Compared..... kh/se..... pm/se

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed..... 0.031.....cubic feet per second..... or sufficient to water 1,000

head of cattle

Work must be prosecuted with reasonable diligence and be completed on or before..... March 10, 1990

Proof of completion of work shall be filed on or before..... April 10, 1990

Application of water to beneficial use shall be made on or before..... March 10, 1992

Proof of the application of water to beneficial use shall be filed on or before..... April 10, 1992

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... MAY 31 1990

Proof of beneficial use filed..... MAY 08 1992

Cultural map filed.....

Certificate No. 13423 Issued JUL 28 1992

IN TESTIMONY WHEREOF, I..... PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 10th..... day of..... March

A.D. 19..... 89

Peter G. Morros
State Engineer